

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, JUNE 11, 2001
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

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CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Murphy at 2:10 p.m.

Mayor Murphy welcomed and introduced the Counsel General of Belgian, the Honorable Frank Geerkens along with San Diego's Counsel for Belgian, the Honorable Patrick Sebrechts. Mr. Geerkens wished to express how honored he was to attend the Council Meeting today, and although it was a formal setting, he could feel the warmth from the Community and the Council.

The meeting was recessed by Mayor Murphy at 3:50 p.m. for the purpose of a break. The meeting was reconvened by Mayor Murphy at 4:00 p.m. with all Council Members present and District 6 vacant. Mayor Murphy recessed the meeting at 4:01 p.m. to convene the Budget Review Committee Meeting. Mayor Murphy reconvened the regular meeting at 7:21 p.m. with all Council Members present and District 6 vacant. Mayor Murphy adjourned the meeting at 7:30 p.m. into Closed Session at 9:00 a.m. on Tuesday, June 12, 2001, in the twelfth floor conference room to discuss existing and anticipated litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Wear-present
- (3) Council Member Atkins-present
- (4) Council Member Stevens-present
- (5) Council Member Maienschein-present
- (6) District 6-vacant
- (7) Council Member Madaffer-present

(8) Council Member Inzunza-present

Clerk-Abdelnour (pr)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Wear-present
- (3) Council Member Atkins-present
- (4) Council Member Stevens-present
- (5) Council Member Maienschein-present
- (6) District 6-vacant
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present

ITEM-10: INVOCATION

Invocation was given by Father Joe Carroll of Saint Vincent De Paul Church.

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Maienschein.

ITEM-30: Philippine Independence Anniversary Week.

MAYOR MURPHY'S RECOMMENDATION:

Adopt the following resolution:

(R-2001-1637) ADOPTED AS RESOLUTION R-294989

Proclaiming June 9-15, 2001 to be "Philippine Independence Anniversary Week" in recognition of the 103rd anniversary of Philippine independence from Spain, and the outgoing efforts of the Council of Philippine American Organizations of San Diego County and the City of San Diego Filipino American Employees Association to raise awareness of Filipino culture and heritage within our community.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A178-231.)

MOTION BY PETERS TO ADOPT. Second by Wear. Passed by the following vote: Peters-yea, Wear-yea, Atkins-yea, Stevens-yea, Maienschein-yea, District 6-vacant, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-31: Rev. Walter Wells Day.

DEPUTY MAYOR STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-2001-1648) ADOPTED AS RESOLUTION R-294990

Commending Rev. Walter Wells for his service and contributions to the City of San Diego;

Proclaiming June 11, 2001 to be "Rev. Walter Wells Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A076-114.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by Maienschein. Passed by the following vote: Peters-yea, Wear-yea, Atkins-yea, Stevens-yea, Maienschein-yea, District 6-vacant, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

NON-AGENDA COMMENT:

PUBLIC COMMENT-1:

Comment by Judie Italiano regarding MEA and their legislative trip to Sacramento.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A273-291.)

PUBLIC COMMENT-2:

Comment by Al Strohlein regarding Memorial Day and exercising one's right to vote.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A292-340.)

PUBLIC COMMENT-3:

Comment by Don Stillwell regarding remembering when a person had to be fluent in English and a resident for seven years before becoming a citizen.

Mayor Murphy stated that there used to be residency requirements, typically three years in duration to run for political office in California, that was struck down by the Courts in the 1970's as interfering with one's constitutional right to travel.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A340-369; 381-391.)

PUBLIC COMMENT-4: **REFERRED TO COUNCIL MEMBER MAIENSCHEIN'S
TAXI COMMITTEE**

Comment by Glen McNare regarding taxis, and that in London Taxi Cab Drivers must go to school for two years as well as memorize 30 thousand streets.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A391-412.)

PUBLIC COMMENT-5:

Comment by Jim Schneider wanting "Empowerment Zones" in the City of San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A413-474.)

PUBLIC COMMENT-6:

Comment By Linda Smith requesting the City look into better gun control.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A475-530.)

PUBLIC COMMENT-7:

Comment by Bernard Levy regarding a group at Council three weeks ago and the subject of police abuse.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A532-590.)

PUBLIC COMMENT-8:

Comment by Leo Long regarding his plan for the De Anza community and his pro-public views.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A591-630.)

PUBLIC COMMENT-9:

Comment by Barbara MacKenzie regarding "Shelter From the Storm," and thanking City Attorney Casey Gwinn for assuming responsibility for a letter written from the City Attorney's Office.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A658-B015.)

PUBLIC COMMENT-10:

Comment by Samantha Bollinger regarding her organization, "Bio-Justice 2001."

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B017-038.)

PUBLIC COMMENT-11:

Comment by Enrique De La Cruz regarding "Bio-Justice 2001," and their concerns for health and safety issues.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B039-049.)

PUBLIC COMMENT-12:

Comment by Han-Shan regarding "Bio-Justice 2001" stating that the media has been inaccurate regarding their purposes.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B050-063.)

COUNCIL COMMENT:

CITY MANAGER COMMENT:

Comment by the City Manager Michael Uberuaga wishing to announce that the "Service Efforts and Accomplishments" booklet has been completed which takes 23 jurisdictions around the United States and compares them to the City of San Diego. Also, there is a comparison done of nine of the City's Departments performance measurements in the booklet.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B068-086.)

COUNCIL COMMENT-1:

Comment by Council Member Stevens regarding "Bio-Justice 2001," and statements that speakers made stating he was sponsoring them. Council Member Stevens stated that on the flyer they handed out it referenced him as a sponsor, and that in fact he was not sponsoring them, nor was his staff.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B087-096.)

COUNCIL COMMENT-2:

Comment by Mayor Murphy regarding the concept that Council Member Peters proposed to have to look deeper into the budgets of Departments. Mayor Murphy expressed that perhaps in looking at for example Park and Recreation, the Council decides to spend a month looking at that in greater depth and comparing that to the other departments; that could be one issue to look at. Mayor Murphy suggested that Council hold onto the "Service Efforts and Accomplishments" booklets for further reference in the Fall.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B097-106.)

COUNCIL COMMENT-3: **REFERRED TO THE CITY MANAGER**

Comment by Council Member Wear suggesting that the "Service Efforts and Accomplishments" booklet be put on the Web for the public to look at as well. Council Member Wear also suggested using the City's cable access to summarize the booklet in another form.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B116-124.)

CITY ATTORNEY COMMENT:

Comment by City Attorney Casey Gwinn regarding last Wednesday he had the opportunity to speak for the Board of Supervisors in the County of San Diego at the "roll-out" of the first Domestic Violence Response Teams in the County with the focus on mental health. City Attorney Casey Gwinn stated this was the first time in the Country that any jurisdiction had divided up an entire region and will

be sending out specialized response teams in targeted areas to deal with family violence issues. The teams are in partnership with the Police Department and the Sheriffs Department.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B124-136.)

COUNCIL COMMENT-4: REFERRED TO THE CITY MANAGER

Comment by Council Member Madaffer regarding a document called "Red Light Running Crisis" that came out of the U.S. House of Representatives. Council Member Madaffer stated that studies show that in areas where the time of yellow lights were lengthened, red light running and citations were reduced. Council Member Madaffer noted this study is available on the Web-site Freedom.gov/auto.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B138-170.)

ITEM-S400: Lifeguard Facility Improvements.

(See City Manager Report CMR-01-088. Districts-1 and 2.)

(Referred from the meeting of May 29, 2001, Item 209, to be heard as part of the budget process.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2001-1491) ADOPTED AS RESOLUTION R-294991

Amending the Fiscal Year 2001 Capital Improvements Program Budget by adding the following:

CIP-33-502.0, North Pacific Beach Station;

CIP-33-503.0, La Jolla Shores Station;
CIP-33-504.0, South Mission Beach Station;
CIP-33-505.0, La Jolla Cove Station;
CIP-33-506.0, Ocean Beach Station;
CIP-33-507.0, Mission Beach Station;
CIP-33-508.0, Lifeguard Headquarters; and
CIP-33-509.0, Old Mission Beach Station;

Approving the overall program for improvements to the lifeguard facilities;

Referring the financing plan options for the improvements to the lifeguard facilities to the Mayor's Blue Ribbon Committee on City Finances for review before the Council commits to any financing alternative for the program;

Approving the appropriation and expenditure of an amount not to exceed \$750,000 in Fiscal Year 2002 Coastal Infrastructure Fund monies as interim funding to begin work on the project, contingent upon the approval of the Fiscal Year 2002 Budget.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B190-465.)

MOTION BY PETERS TO ADOPT THE RESOLUTION AUTHORIZING THE ADDITION OF CAPITAL IMPROVEMENT PROJECTS, AND TO REFER THE ISSUE OF A COMPLETE FINANCING PLAN AND POSSIBLE EXPENDITURE OF FY2002 COASTAL INFRASTRUCTURE FUND MONIES TO THE NR&C COMMITTEE IN AN EFFORT TO DEVELOP A COMPREHENSIVE APPROACH TO LIFEGUARD FACILITY FINANCING. Second by Wear. Passed by the following vote: Peters-yea, Wear-yea, Atkins-yea, Stevens-yea, Maienschein-yea, District 6-vacant, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-S401: Harvey J. Mandel Day.

COUNCILMEMBER WEAR'S RECOMMENDATION:

Adopt the following resolution:

(R-2001-1654) ADOPTED AS RESOLUTION R-294992

Proclaiming Monday, June 11, 2001 as "Harvey J. Mandel Day" in recognition and appreciation of the enormous contributions Harvey J. Mandel has provided the citizens of San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A118-162.)

MOTION BY WEAR TO ADOPT. Second by Peters. Passed by the following vote:
Peters-yea, Wear-yea, Atkins-yea, Stevens-yea, Maienschein-yea, District 6-vacant,
Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

NON-DOCKET ITEMS:

NONE.

ADJOURNMENT:

The meeting was adjourned by Mayor Murphy at 7:30 p.m. in honor of the memory of:

Lucille Jean De Porter as requested by Council Member Maienschein; and Don R. Work as requested by Mayor Murphy, and City Clerk Charles Abdelnour.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: G286-298.)